

CERTIFIED FOR PUBLICATION
COURT OF APPEAL, FOURTH DISTRICT
DIVISION TWO
STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

FRANK DARRELL HERNANDEZ,

Defendant and Appellant.

E047219

(Super.Ct.No. INFO57013)

ORDER MODIFYING OPINION
[NO CHANGE IN JUDGMENT]

The opinion filed in this matter on January 26, 2010, is hereby modified, as follows:

1. Remove footnote number 2 and renumber all subsequent footnotes and all subsequent references to footnotes.

This modification does not change the judgment.

CERTIFIED FOR PUBLICATION

RAMIREZ

P.J.

We concur:

McKINSTER

J.

KING

J.